



U.S. Department of Justice

*United States Attorney*

APPLICATION GRANTED

SO ORDERED

VERNON S. BRODERICK

U.S.D.J. 10/15/2019

**BY ECF**

Hon. Vernon S. Broderick  
United States District Court  
40 Foley Square  
New York, New York 10007

This action is hereby DISMISSED WITHOUT PREJUDICE and the Clerk of Court is respectfully directed to close the case.

Re: *United States v. Silverstein Properties Inc. et al.*, 17 Civ. 00076 (VSB)

Dear Judge Broderick:

We represent the United States (the "Government"), the plaintiff in the above-referenced Fair Housing Act ("FHA") case. We write respectfully—on behalf of both the Government and defendant Costas Kondylis and Partners, LLP ("Costas Kondylis")—to request dismissal without prejudice of the above-referenced action.

Paragraph 2 of the Stipulation and Order of Settlement and Dismissal, which was entered into by the Government and Costas Kondylis on August 20, 2019, *see* Dkt. No. 50, and so-ordered by the Court on August 26, 2019, *see* Dkt. No. 51, provides as follows:

No later than 45 days from the entry of this Stipulation and Order, the United States and Costas Kondylis shall submit a joint status letter to the Court to indicate whether the requirements of paragraphs 4 and 9 of the Settlement Stipulation have been implemented. In the event that the joint status letter submitted by the United States and Costas Kondylis indicates that the requirements have been implemented, this Action shall be dismissed without prejudice to reinstatement upon the application of any party in the event of a breach of the provisions of the Settlement Stipulation, provided that such application is made within one year following the entry of this Stipulation and Order.

Costas Kondylis submits, and the Government concurs, that the requirements of paragraphs 4 and 9 have been implemented. Under the terms of the Stipulation and Order, the parties respectfully request that the Court dismiss this Action without prejudice.

We thank the Court for its consideration of this letter and the request herein.

Respectfully submitted,

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Southern District of New York

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